



## *The Village of Biscayne Park*

640 NE 114th St., Biscayne Park, FL 33161

Telephone: 305 899 8000 Facsimile: 305 891 7241

**MINUTES**  
**SPECIAL COMMISSION MEETING**  
**Log Cabin - 640 NE 114th Street**  
**Biscayne Park, FL 33161**  
**Tuesday, February 11, 2020 6:00 pm**

**1 Call to Order**

Mayor O'Halpin called the meeting to order at 6:25 pm

**2 Roll Call**

Mayor O'Halpin - present

Vice Mayor Tudor - absent

Commissioner Kennedy - present

Commissioner Samaria - present

Present from staff were:

Interim Village Manager David Hernandez

Interim Village Attorney John Herin

Village Clerk Roseann Prado

Chief of Police Luis Cabrera

Commander Wollschlager

Recordings: Cesar Hernandez

**3 Pledge of Allegiance**

**4 Public Comments**

*The following persons spoke on the record:*

Harvey Bilt

Jud Hamelburg

David Raymond

Barbara Kuhl

Dan Keys

Rox Ross

Edward Chisolm

Chuck Ross

Fred Jonas

**5 New Business**

**5.a Interim Village Attorney**

Engagement letter FoxRotschild - John Herin

Mayor O'Halpin motioned to draft and adopt a Resolution to approve engagement letter with FoxRotschild. Commissioner Samaria seconded. **Motion passed 3 - 0.**

**5.b Interim Village Manager**

Mayor O'Halpin motioned to ratify David Hernandez as Interim Village Manager. Commissioner Kennedy seconded. **Motion passed 3 - 0.**

**5.c Resolution # 2020-06 - Special Election - One (1) seat**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; CALLING A SPECIAL ELECTION TO FILL VACANCY OF ONE COMMISSION SEAT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Samaria motioned to approve Resolution 2020-06. Mayor O'Halpin seconded. **Motion passed 3 - 0.**

**5.d Special Magistrate - discussion on Ordinance 2019-05**

Commissioner Samaria motioned to repeal Ordinance 2019-05 and roll back to previous Code of Ordinance Chapters 14 and 15 adding two (2) changes: adding Section 14.1.8 (a) and add language of a resident attending with an attorney must notify the Village in advance in order to the Board be prepared. Mayor O'Halpin seconded. Commission voted as follows:

Mayor O'Halpin - Yes

Commissioner Kennedy - Yes

Commissioner Samaria - Yes

**Motion passed 3 - 0.**

**5.e Ordinance # 2020-01 - Changing language Board Members Resignation - First Reading**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING ARTICLE III OF CHAPTER 2 OF THE CODE OF ORDINANCES, VILLAGE OF BISCAYNE PARK, ENTITLED "COMMISSIONS, BOARDS AND COMMITTEES" BY AMENDING SECTION 2-30(d)(3) REGARDING THE ONE YEAR RESTRICTION ON THE ELIGIBILITY OF APPOINTMENT OF MEMBERS OF BOARDS OR COMMITTEES THAT HAVE RESIGNED; PROVIDING FOR INCLUSION IN THE CODE AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

*The following persons spoke on the record:*

Rox Ross

Dan Keys

Gage Hartung

Gary Kuhl

Barbara Kuhl

Dan Keys

David Raymond

Yesenia Gonzalez

Gage Hartung

Commissioner Kennedy motioned to approve the Ordinance 2020-01 on first reading.

Mayor O'Halpin seconded. Commission voted as follows:

Mayor O'Halpin - Yes

Commissioner Kennedy - Yes

Commissioner Samaria - Yes

**Motion passed 3 - 0.**

**5.f Charter Review Advisory Board's Final Report to the Commission**

Commissioner Kennedy motioned to table the item to the March 3rd, 2020 Commission meeting and direct staff to invite Charter Review Advisory Board Chair and Board Members to attend the meeting. Mayor O'Halpin seconded. The Commission was on consensus to approve the motion.

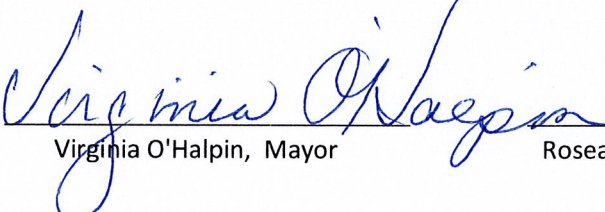
**6 Adjournment**


Vice-Mayor Samaria motioned to adjourn. Mayor O'Halpin seconded. Meeting adjourned at 8:23 pm.

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Commission approved on Regular Commission Meeting of March 03, 2020.

Attest:

  
Virginia O'Halpin, Mayor

  
Roseann Prado, Village Clerk